

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

DERRICK G. RAGAN,	:	
Petitioner,	:	
v.	:	No. 2:00-cv-2092
	:	
COMMISSIONER MARTIN HORN and	:	
DONALD T. VAUGHN,	:	
Respondents.	:	

ORDER
Report and Recommendation, ECF No. 156 – Adopted in Part

AND NOW, this 29th day of March, 2016, for the reasons set forth in the Memorandum issued this date, **IT IS HEREBY ORDERED THAT:**

1. The Report and Recommendation, ECF No. 156, is **ADOPTED in part**, as provided in the accompanying Memorandum;
2. The Amended Habeas Petition, ECF No. 122, is **DISMISSED**;
3. A certificate of appealability is issued as to Claims II(B)¹, III(2)², and V³, and is denied as to all other claims; and
4. The Clerk of Court shall **CLOSE** this case.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.
JOSEPH F. LEESON, JR.
United States District Judge

¹ Claim II(B) raises trial counsel's ineffectiveness for failing to interview and call Martino Crews.

² Claim III(2) asserts prosecutorial misconduct in the questioning of Varsella Guilford.

³ Claim V alleges trial counsel's ineffectiveness for failing to object to Victor Ragan's hearsay statements.